

UNITED STATES DISTRICT COURT  
DISTRICT OF MAINE

DANIEL ONEIL RUFFIN.,	)	
	)	
Plaintiff,	)	
	)	
v.	)	Civil No. 1:11-cv-00022-NT
	)	
COMMISSIONER, MAINE	)	
DEPARTMENT OF CORRECTIONS,	)	
et al.,	)	
	)	
Defendants.	)	

**ORDER AFFIRMING THE  
RECOMMENDED DECISION OF THE MAGISTRATE JUDGE**

The United States Magistrate Judge filed with the Court on January 12, 2012, her Recommended Decision (Docket No. 45). The Plaintiff filed his objections to the Recommended Decision on January 27, 2012 (Docket No. 46). The Defendants filed their response to the Plaintiff's objections on February 9, 2012 (Docket No. 47). I have reviewed and considered the Magistrate Judge's Recommended Decision, together with the entire record; I have made a de novo determination of all matters adjudicated by the Magistrate Judge's Recommended Decision; and I concur with the recommendations of the United States Magistrate Judge for the reasons set forth in her Recommended Decision, and determine that no further proceeding is necessary.

1. It is therefore **ORDERED** that the Recommended Decision of the Magistrate Judge is hereby **AFFIRMED**.

2. It is further **ORDERED** that the Defendant's Motion for Summary Judgment and to Dismiss be **GRANTED**.
3. It is further **ORDERED** that the Defendant's Objection to the Magistrate Judge's termination of his second Motion for Summary Judgment (self-styled by the Defendant as a "Cross Move for Summary Judgment") is **OVERRULED**. The Magistrate Judge properly considered that pleading as a Reply to the Defendant's Response to the Defendant's Motion for Summary Judgment, as she indicated in her Recommended Decision at n. 1.

SO ORDERED.

/s/ Nancy Torresen  
UNITED STATES DISTRICT JUDGE

Dated this 22nd day of March, 2012.

**Plaintiff**

**DANIEL ONEIL RUFFIN**

represented by **DANIEL ONEIL RUFFIN**  
MAINE STATE PRISON  
807 CUSHING RD  
WARREN, ME 04864  
PRO SE

V.

**Defendant**

**COMMISSIONER, MAINE  
DEPARTMENT OF  
CORRECTIONS**

represented by **DIANE SLEEK**  
ASSISTANT ATTORNEY  
GENERAL  
STATE HOUSE STATION 6  
AUGUSTA, ME 04333-0006  
626-8800  
Email: [diane.sleek@maine.gov](mailto:diane.sleek@maine.gov)  
*TERMINATED: 05/18/2011*  
*ATTORNEY TO BE NOTICED*

**JAMES E. FORTIN**  
OFFICE OF THE ATTORNEY  
GENERAL

HEALTH AND HUMAN  
SERVICES DIVISION  
SIX STATE HOUSE STATION  
AUGUSTA, ME 04333  
207-626-8800  
Email: james.fortin@maine.gov  
*ATTORNEY TO BE NOTICED*

**Defendant**

**SCOTT JONES**  
*DCF Director*

represented by **DIANE SLEEK**  
(See above for address)  
*TERMINATED: 05/18/2011*  
*ATTORNEY TO BE NOTICED*

**JAMES E. FORTIN**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Defendant**

**CAROL GEEL**  
*Caseworker, Program Manager  
and Grievance Officer*

represented by **DIANE SLEEK**  
(See above for address)  
*TERMINATED: 05/18/2011*  
*ATTORNEY TO BE NOTICED*

**JAMES E. FORTIN**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

V.

**Notice Only Party**

**MAINE ATTORNEY  
GENERAL - PRISONER  
CASES**  
*TERMINATED: 04/18/2011*